**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NORTH DAKOTA
SOUTHEASTERN DIVISION**

STATE OF NORTH DAKOTA, et al.,

Plaintiffs,

v.

UNITED STATES ENVIRONMENTAL PROTECTIOION AGENCY, et al.,

Defendants.

Case No. 3:15-cv-00059-RRE-ARS

NOTICE OF NONOPPOSITION TO PLAINTIFFS' MOTION TO FILE FIRST AMENDED COMPLAINT

Federal Defendants the United States Environmental Protection Agency, Administrator Gina McCarthy, the United States Army Corps of Engineers, and Assistant Secretary of the Army Jo-Ellen Darcy hereby notify the Court that they do not oppose Plaintiffs' motion to to file an amended complaint in the above-captioned action.

Dated: August 13, 2015

Respectfully submitted,

JOHN C. CRUDEN
Assistant Attorney General
Environment and Natural Resources Division

/s/ Martha C. Mann
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CERTIFICATE OF SERVICE

I hereby certify that on August 13, 2015, I electronically filed the foregoing NOTICE OF NONOPPOSITION TO PLAINTIFFS' MOTION TO FILE FIRST AMENDED COMPLAINT with the Clerk of the Court using the CM/ECF system, which will send notification of this filing to the attorneys of record.

/s/ *Martha C. Mann*
MARTHA C. MANN